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**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

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PAMELA DITTMAR,  
Plaintiff,  
v.  
CITY OF NORTH LAS VEGAS, a municipal  
corporation,  
Defendant.

Case No. 2:17-cv-02916-JAD-BNW

**STIPULATION TO EXTEND  
DISPOSITIVE MOTION DEADLINE,  
RESPONSE DEADLINES, AND REPLY  
DEADLINES**

**SECOND REQUEST**

NOW COMES the Plaintiff, Pamela Dittmar, by and through her attorneys, Melanie A. Hill and Melanie Hill Law PLLC, and Defendant, City of North Las Vegas, by and through its attorneys, R. Todd Creer, Kaitlin H. Paxton, and Kamer Zucker Abbott, who hereby stipulate that the dispositive motion deadline of March 1, 2021 be extended up to and including April 1, 2021 for Plaintiff.

This is the second request for an extension of the dispositive motion deadline. The first request was by stipulation to extend the dispositive motion deadline thirty (30) days from the extended discovery cutoff deadline to complete the remaining two depositions. This second request is by motion due to Plaintiff's counsel's ongoing illness with Covid-19 symptoms that have worsened since counsel for the parties met and conferred on the deadline on Wednesday, February

1 24, 2021. This Stipulation is made at the request of Plaintiff's counsel for the reasons set forth  
 2 herein and this is the second request for an extension of the dispositive motion deadline.

3 In support of this Stipulation and Order, the parties state as follows:

4 1. The current deadline to file dispositive motions was March 1, 2021. When the parties  
 5 previously entered into a stipulation to extend the dispositive motion deadline, it was to extend the  
 6 dispositive motion deadline to thirty (30) days from the extended discovery cutoff deadline to  
 7 complete the remaining two depositions.

8 2. Counsel for Plaintiff and counsel for Defendant met and conferred prior to the  
 9 deadline and the parties could not agree on a stipulation.

10 3. Counsel for Plaintiff filed a motion for extension of the deadline on February 28,  
 11 2021 [ECF No. 87] stating that after meeting and conferring with Mr. Creer, counsel got sicker with  
 12 new gastrointestinal symptoms the afternoon of February 24, 2021 preventing her from being  
 13 able to work on Plaintiff's dispositive motion. The motion further provided that counsel for  
 14 Plaintiff was awaiting further Covid-19 testing and additional testing to address her severe  
 15 gastrointestinal symptoms. Based on the follow-up testing and her illness, counsel for Plaintiff  
 16 requested a thirty (30) day extension of the dispositive motion deadline until April 1, 2021 to allow  
 17 her to get the additional testing, recover from her illness, and finalize Plaintiff's dispositive motion.

18 4. In Response to Plaintiff's motion for an extension, the court entered an order giving  
 19 the parties until March 3, 2021 to meet and confer on a stipulation and until March 5, 2021 to file a  
 20 stipulation or Defendant's response if a stipulation could not be reached [ECF No. 89].

21 5. Defendant notes that Plaintiff's initial request for an extension of the dispositive  
 22 motion deadline came after the 21-day deadline to make such a request pursuant to Local Rules had  
 23 already expired. Defendant was not comfortable agreeing to an extension because it did not believe  
 24 that good cause and/or excusable neglect could be shown and the Court already admonished Plaintiff  
 25 to move the case forward. While receipt of Mayor Lee's deposition transcript took longer than  
 26 expected, that issue could have been avoided by requesting an expedited transcript. Furthermore,  
 27 Defendant was ultimately able to file its dispositive motion on the current dispositive motion  
 28 deadline of March 1, 2021 even with delayed transcript. Despite the foregoing, Defendant is

1 sympathetic to Plaintiff's counsel's health concerns and recognizes the difficulties with the same. In  
2 that regard, Defendant has entered this stipulation so long as it is not prejudiced in preparing its  
3 briefs.

4       6. The parties met and conferred on March 3, 2021 and have agreed to extend the  
5 dispositive motion deadline to April 1, 2021. The parties have further agreed to extend the response  
6 deadline to file responses to the dispositive motions until April 22, 2021. The parties have further  
7 agreed that replies will be due on May 13, 2021. No other deadlines are being extended by this  
8 stipulation, such as the deadline for discovery and to file a motion to compel written discovery.

9       7. This stipulation to extend the dispositive motion deadline is brought in good faith,  
10 with a showing of good cause, and is not sought for any improper purpose or other purpose of  
11 delay, but to allow counsel for the Plaintiff additional time file her dispositive motion due to her  
12 illness and late receipt of Mayor Lee's deposition transcript. The thirty-day extension will allow  
13 counsel time to get the additional testing recommended by her doctor, recover from her illness,  
14 and finalize Plaintiff's dispositive motion.

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1 WHEREFORE, the parties respectfully request by this stipulation that the Court extend  
2 the dispositive motion deadline of March 1, 2021 up to and including April 1, 2021. The parties  
3 further request that the Court extend the deadline to file responses to the dispositive motions until  
4 April 22, 2021 and the deadline to file replies to May 13, 2021.

5 DATED this 5th day of March, 2021.

6 MELANIE HILL LAW PLLC

7 KAMER ZUCKER ABBOTT

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14 *Attorneys for Defendant City of North*  
*Las Vegas*

15 ORDER

16 On the basis of good cause, IT IS ORDERED that the parties' stipulation is  
17 GRANTED. IT IS FURTHER ORDERED that the motion to extend time (ECF No. 87) is  
18 DENIED as moot.

19 IT IS SO ORDERED:

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21 BRENDA WEKSLER  
22 UNITED STATES MAGISTRATE JUDGE

23 Dated: 3/9/2021

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